IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO.26844 of 2003

Between:

Indira DWACUA Group, Regn. No. 7119/2001, Rep. by its President, Vubbapalli Suguna, Gandhinagar, Miryalaguda-508207, Nalgonda District.

...PETITIONER

AND

1. Miryalaguda Municipality, Miryalaguda Rep. by Commissioner
   Miryalaguda, Nalgonda District.

2. The Commissioner, Miryalaguda Municipality
   Miryalaguda, Nalgonda District.

3. Sri Kota Maisamma Waddera Labour Society, Rep. by its President,

Gunja Nagaraju C/o Commissioner, Miryalaguda

Municipality, Nalgonda District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction particularly one in the nature of Mandamus declaring the proceedings dt 18-9-2003 of the Respondents 1 and 2 herein in allotting the sanitation work in Circles 1,2, and 3 of Miryalaguda Municipality, Nalgonda District, in form of the 3rd respondent herein without calling for any tenders by way of paper notification as illegal, arbitrary unreasonable, and contrary to the provisions of Articles 14 and 21 of the Constitution of India and issue

a consequential direction to the respondents 1 and 2 herein to cancel the above said allotment of the sanitation work in favour of the 3rd respondent society and further direct the respondents 1 and 2 herein to allot at least 15 % of the above said sanitation work in favour of the petitioner society and allot the remaining work by calling tenders.

Counsel for the Petitioner: MR.M.RAJAMALLA REDDY

Counsel for the Respondent Nos.1 & 2: MR.R.TIMMA REDDY

The Court made the following:

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ORDER:

Sri M.Raja Malla Reddy, learned counsel for the petitioner submits that the Writ Petition has become infructuous. Therefore, the Writ Petition is dismissed as infructuous.

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(V.V.S.RAO, J)

10th September 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Commissioner, Miryalaguda Municipality,
   Miryalaguda, Nalgonda District.

2. Two CD copies.